

**MANDATE**

**United States Court of Appeals  
For the First Circuit**

05-11745  
USDC/MA  
R. Zobel

No. 07-1933

BARBARA DEIGHTON HAUP, Trustee of BD Realty  
Trust

Plaintiff - Appellee

v.

TOWN OF WAREHAM, MA, acting by and through the  
Board of Selectmen of the Town of Wareham; BOARD  
OF SELECTMEN FOR THE TOWN OF WAREHAM

Defendants - Appellants

**JUDGMENT**

Entered: September 13, 2007  
Pursuant to 1st Cir. R. 27.0(d)

Upon consideration of appellants' assented-to motion, it is hereby ordered that  
this appeal be voluntarily dismissed pursuant to Fed. R. App. P. 42(b).

Mandate to issue forthwith.

**Certified and Issued as Mandate  
under Fed. R. App. P. 41.**

**Richard Cushing Donovan, Clerk**

*Richard Cushing Donovan*  
**Deputy Clerk**

**Date:** 9-13-07

By the Court:

Richard Cushing Donovan, Clerk

By *ENC 1*

**Appeals Attorney**

[cc: Jeffrey T. Angley, Esq., Kristen M. Ploetz, Esq., Richard P. Bowmen, Esq., Jeffrey  
T. Blake, Esq.]